

Court of Appeals, State of Michigan

ORDER

People of MI v Benjamin Eliahu Nachum

Docket No. 329314

LC No. 05-002121-FH

Michael J. Talbot, Chief Judge, acting under MCR 7.203(F)(1), orders:

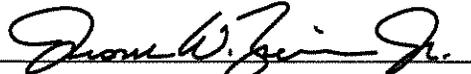
The claim of appeal is DISMISSED for lack of jurisdiction because the order dated August 31, 2015 and entered in the circuit court register of actions on September 1, 2015 denying defendant's application to set aside conviction is not a final order appealable of right. MCR 7.202(6)(b); MCR 7.203(A). Further, even if that order were a final order, it would not be appealable of right because defendant's convictions in this case were based on a guilty plea to crimes with offense dates after December 27, 1994. MCR 7.203(A)(1)(b). At this time, defendant may seek to appeal the September 1, 2015 order by filing a delayed application for leave to appeal under MCR 7.205(G).



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

SEP 29 2015

Date


Chief Clerk